



JON M. HUNTSMAN, JR.  
Governor

GARY R. HERBERT  
Lieutenant Governor

# State of Utah

## DEPARTMENT OF NATURAL RESOURCES

MICHAEL R. STYLER  
Executive Director

### Division of Oil, Gas and Mining

JOHN R. BAZA  
Division Director

0003

October 8, 2009

Lisa Rae Fisher  
Escalante Mines Inc.  
1530 Alkire Street  
Denver, Colorado 80401-3519

Re: Denial of Transfer of Permit from Byron Muir, Vicksburg/Kopeck/Gold King Mine, S0010008 to Escalante Mines Inc., Vicksburg/Kopeck/Gold King Mine, S/001/070, Beaver County, Utah

Dear Ms. Fisher:

The Division denies the request to transfer the permit for the Vicksburg/Kopeck/Gold King small mine permit from Byron Muir to Escalante Mines Inc. By letter dated October 26, 2007, you were informed that if a reclamation surety and reclamation contract were not received by November 26, 2007, the permit would not be transferred and responsibilities associated with the mine would revert to Byron Muir. The Division has never received the surety or reclamation contract, and Byron Muir is still the party responsible for the area.

By separate letter, the Division will be closing the permit for this site.

If you still desire to conduct mining operations, you may submit a new Notice of Intention to Commence Small Mining Operations (NOI). The NOI form is available on the Division's web site at [www.ogm.utah.gov](http://www.ogm.utah.gov). You will also need to post a reclamation surety and submit a reclamation contract.

If you have questions about this letter, please contact me at 801-538-5261 or Tom Munson at 801-538-5321.

Sincerely,

Paul Baker  
Minerals Program Manager

PBB:pb

cc: Byron Muir

ed\_ginouves@blm.gov

P:\GROUPS\MINERALS\WP\M001-Beaver\S0010008-Vicksburg\final\deny-2189-10072009.doc



0003

Task ID# 1988

cc: Daron  
Tom

DATE: August 30, 2007

FROM: Byron Muir  
P.O. Box 106  
Minersville, Utah 84752

TO: Daron Haddock  
Division of Oil Gas & Mining  
1594 West North Temple, Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801

RE: Small Mine Permit Transfer Notice S/001/008

Dear Daron;

On July 31, 2007 a Transfer Notice for my small mine permit (S/001/008) was filed with the Division of Oil Gas and Mining with intentions to transfer my interest to Escalante Mines, Inc. It is my understanding that the Division needs a copy showing my original signature on the transfer so this permit could be processed for the new operator.

Please find enclosed a copy of the transfer notice with my original signature re-signed in blue ink next to the first signature. Also I have recommended you to Escalante Mines as the contact person to handle all inspections and permitting for my Star District properties near Milford. If you have any questions or need additional information please feel free to contact Thom or Lisa Fisher of Escalante Mines, Inc. at 435-421-1161.

It has been a pleasure working with you and I will look forward to meeting you again when you are in the Milford area. Thank you very much.

Sincerely,

Byron Muir



Cc: Escalante Mines, Inc.

RECEIVED

SEP 04 2007

DIV. OF OIL, GAS & MINING

Task ID# 1988

FORM MR-TRS  
(Revised September 2005)

This Section For DOGM Use:

New DOGM File No.: \_\_\_\_\_

Date Received: \_\_\_\_\_

Date Effective: \_\_\_\_\_

UTAH STATE DEPARTMENT OF NATURAL RESOURCES

**Division of Oil, Gas and Mining**  
1594 West North Temple Suite 1210  
Box 145801  
Salt Lake City, Utah 84114-5801  
Telephone: (801) 538-5291  
Fax: (801) 359-3940  
\*\*\*\*\*

UTAH MINED LAND RECLAMATION ACT

Chapter 8, Title 40  
Utah code Annotated  
Amended 1987  
\*\*\*\*\*

**TRANSFER OF NOTICE OF INTENTION  
SMALL MINING OPERATIONS**  
\*\*\*\*\*

**MUST CHECK ONE:**

☒ Total Transfer or ☐ Partial Transfer

SMALL MINING OPERATION

Name of Claim/Mine: Vicksburg/Kopeck/Gold King

File Number as Assigned by DOGM (Original Notice): 51001/1008

Legal Description (Location of Lands Affected):

1/4 1/4 1/4	Section	Township	Range	County
1/4 1/4 1/4	<u>21, 27, &amp; 28</u>	<u>28 S</u>	<u>11 W</u>	<u>Beaver</u>
	Section	Township	Range	County

Attach a topographic map (labeled as Appendix AA@) of suitable scale (max. scale, 1 inch = 200 ft., 1 inch = 100 ft. preferred) which clearly outlines the existing disturbed area boundaries affected by the small mining operation through the date of this transfer.

CURRENT OPERATOR (Transferor)

Name of Company/Operator: Byron C. Muir

Address: 113 W. Main St.,

City: Minersville State: Utah Zip Code: 84752

Telephone Number: 435-463-2220

Signature: Byron C. Muir Byron C. Muir

Name (Type or Print) Byron C. Muir

Title/Position: Owner

Date: July 31, 2007

I hereby transfer the notice of intention and the reclamation obligation for the aforementioned small mining operation to:

RECEIVED

SEP 04 2007

DIV. OF OIL, GAS & MINING

**NEW OPERATOR (Transferee)**

Name of Company/Operator: Escalante Mines Inc.  
Address: P.O. Box 220, 113 W. Main St.  
City: Minersville State: Utah Zip Code: 84752  
Telephone Number: 435-421-1161

*Please initial and check the following boxes to complete this page*

☐ I have provided the Division a fully executed and signed Reclamation Contract (Form MR-RC) and an acceptable form of reclamation surety.

☒ I hereby commit to conduct mining operations and to reclaim the aforementioned small mining operation as required by the Utah Mined Land Reclamation Act (40-8) and Minerals Rules R647-3 et seq. as promulgated and approved by the Board of Oil, Gas and Mining.

*Lisa R. Fisher*  
Signature (New Operator)

Lisa R. Fisher  
Name (Type or Print)

Executive Vice President, Escalante Mines Inc.  
Title/Position

Subscribed and sworn before me this 31 day of July, 2007.

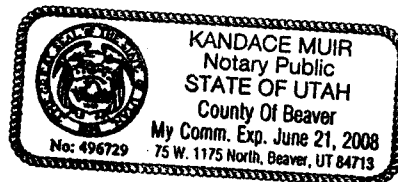
*Kandace Muir*  
Notary Public

My Commission Expires:

June 21, 2008.

State of Utah)

County of Beaver) ) ss.



## DIVISION APPROVAL CERTIFICATION

This is to certify that I have examined this application for transfer of the aforementioned small mining operation and do hereby grant approval of the same, subject to the following limitations:

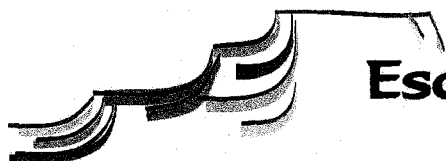
- (a) This transfer of small mining permit grants only the right to affect the lands as legally described in this application.
- (b) The transferee has provided the Division a fully executed and signed Reclamation Contract (Form MR-RC) and an acceptable form of reclamation surety. The surety shall be effective on or before the date of transfer.
- (c) The transferee, or such other person as required by UCA 1953, Title 40-8, as amended, has acquired the legal right to enter and mine the lands as described in this application.
- (d) A topographic map of suitable scale is attached (as Appendix AA@) which clearly outlines and labels the existing disturbed area boundaries through the date of this transfer.

COMMENTS:

APPROVED BY:

\_\_\_\_\_  
John R. Baza, Director  
Division of Oil, Gas and Mining

Effective Date: \_\_\_\_\_



# Escalante Mines Inc.

*Sustainable, Environmentally Responsible  
Metals and Minerals Production*

**December 27, 2007**

**Daron R. Haddock**

*Permit Supervisor*

*Utah Division of Oil, Gas, and Mining*

1594 West North Temple, Suite 1210

P.O. Box 145801

Salt Lake City, Utah 84114-5801

**RECEIVED**

**JAN 02 2008**

**DIV. OF OIL, GAS & MINING**

**Re: Small Mine Permit Transfer From Muir to Escalante Mines Inc.  
Permit S010070  
Beaver County, Utah**

**Dear Mr. Haddock:**

Thank you for your recent phone call, bringing to my attention that the Small Mine Permit Transfer had not been properly completed by Mr. Muir, who had at the time of application agreed to take care of the details of the transfer.

As we discussed in our phone conversation, we are in the process of formulating our operations plan. Per our agreement, I am sending our payment of the annual permit fee and our map of the proposed one acre disturbance by the end of this month. Also as discussed and agreed, the details of the planned disturbance and the bond will follow shortly, as we are able to put them into place.

Our payment of the annual permit fee of \$150.00 is enclosed (check # 1044).

A map of the 1 acre proposed disturbance site is enclosed. The disturbance site is within one of the existing four  $\frac{1}{4}$  -  $\frac{1}{4}$  sections previously identified by the current permit, as were described to me in our recent phone conversation.

I have a question concerning the Small Mine Reclamation Contract mentioned in your letter of December 5, 2007. We did not discuss this in our phone conversation. I would be happy to sign and send this, but it appears that in order to fulfill all of the details of the contract, we apparently first need to file a Notice of Intention. As we discussed on the phone, we are in the planning process, and not quite ready yet to provide the details requested by the NOI. Do you still want the Small Mine Reclamation Contract without the NOI having been filed?

We are making bonding arrangements for the \$5400 bond required for the one acre disturbance. As discussed in our phone conversation of early December, I will contact Jed Pearson after the first of the year to finalize these arrangements.

Thank you for your patience and your help in guiding me through this process.

Sincerely,

**Lisa R. Fisher**

*Executive Vice President*

*Director Geoscience and Engineering*

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## Denver Headquarters

1530 Alkire Street

Denver, Colorado 80401-3519 USA

+1 303-215-0480

[www.escalantemines.com](http://www.escalantemines.com)

## Utah Operations

P.O. Box 220

Minersville, Utah 84752-0220 USA

+1 435-421-1161

[utah.operations@escalantemines.com](mailto:utah.operations@escalantemines.com)

**ESCALANTE MINES INC.**

1530 ALKIRE ST  
GOLDEN, CO 80401-3519  
303-349-2302

1044

23-7/1020 1046  
5153499511

*Dec 27, 2007*  
Date

© HARLAND 2001

Pay to the  
Order of

*Division of Oil, Gas, & Mining*  
*One Hundred Fifty and no/100*

\$ *150.00*

Dollars



Security  
Features  
Details on  
Back



Wells Fargo Bank, N.A.  
Colorado  
wellsfargo.com

For Permit D# *SD10070*

*David Lee Fisher* MP

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**JAN 02 2008**

**DIV. OF OIL, GAS & MINING**

**ORIGINAL CHECK  
ROUTED TO ACCOUNTING**



JON M. HUNTSMAN JR.  
Governor  
MICHAEL R. STYLER  
Executive Director  
JOHN R. BAZA  
Division Director

# State of Utah

DEPARTMENT OF NATURAL RESOURCES  
DIVISION OF OIL, GAS AND MINING

1594 West North Temple, Suite 1210  
PO Box 145801  
Salt Lake City, Utah 84114-5801  
801-538-5340  
801-359-3940 (Fax)  
801-538-7223 (TDD)

NOTE: MAIL ALL DOCUMENTS

ESCALANTE MINES INC  
~~113 W MAIN ST~~  
PO BOX 220  
MINERSVILLE UT 84752

To: ESCALANTE MINES INC.  
1530 ALKIRE STREET  
GOLDEN, COLORADO 80401-3519

ATTENTION: LISA FISHER

## ANNUAL PERMIT FEE

Annual Permit Fees for July 2007 thru June 2008

<b>SITE NAME</b>	<b>PERMIT ID</b>	<b>ACRES</b>	<b>BILLING DATE</b>
VICKSBURG/KOPECK/GOLD KING SMO	S010070	NA	11
<b>PERMIT TYPE</b>	<b>PERMIT STATUS</b>		
SMALL MINING OPERATION < 5 ACRES	PROPOSED		
			<b>ANNUAL FEE</b>
			\$ 0

\$150.00

<b>DUE DATE</b>	<b>AMOUNT DUE</b>
12/31/2007	\$ 0

\$150.00

Please retain this portion for your records. For billing information call (801) 538-5291

This portion **MUST** be returned with your payment to ensure proper credit. **THANK YOU**

<b>ACCOUNT BILLED</b>	<b>PROJECT NAME</b>	<b>PERMIT ID</b>
ESCALANTE MINES INC	VICKSBURG/KOPECK/GOLD KING SMO	S010070

<b>DUE DATE</b>	<b>ANNUAL FEE</b>	<b>AMOUNT DUE</b>	<input checked="" type="checkbox"/> <b>FEE ENCLOSED</b>	<input type="checkbox"/> <b>FEE NOT ENCLOSED*</b>
12/31/2007	\$ 0	\$ 0		

\$150.00

\$150.00

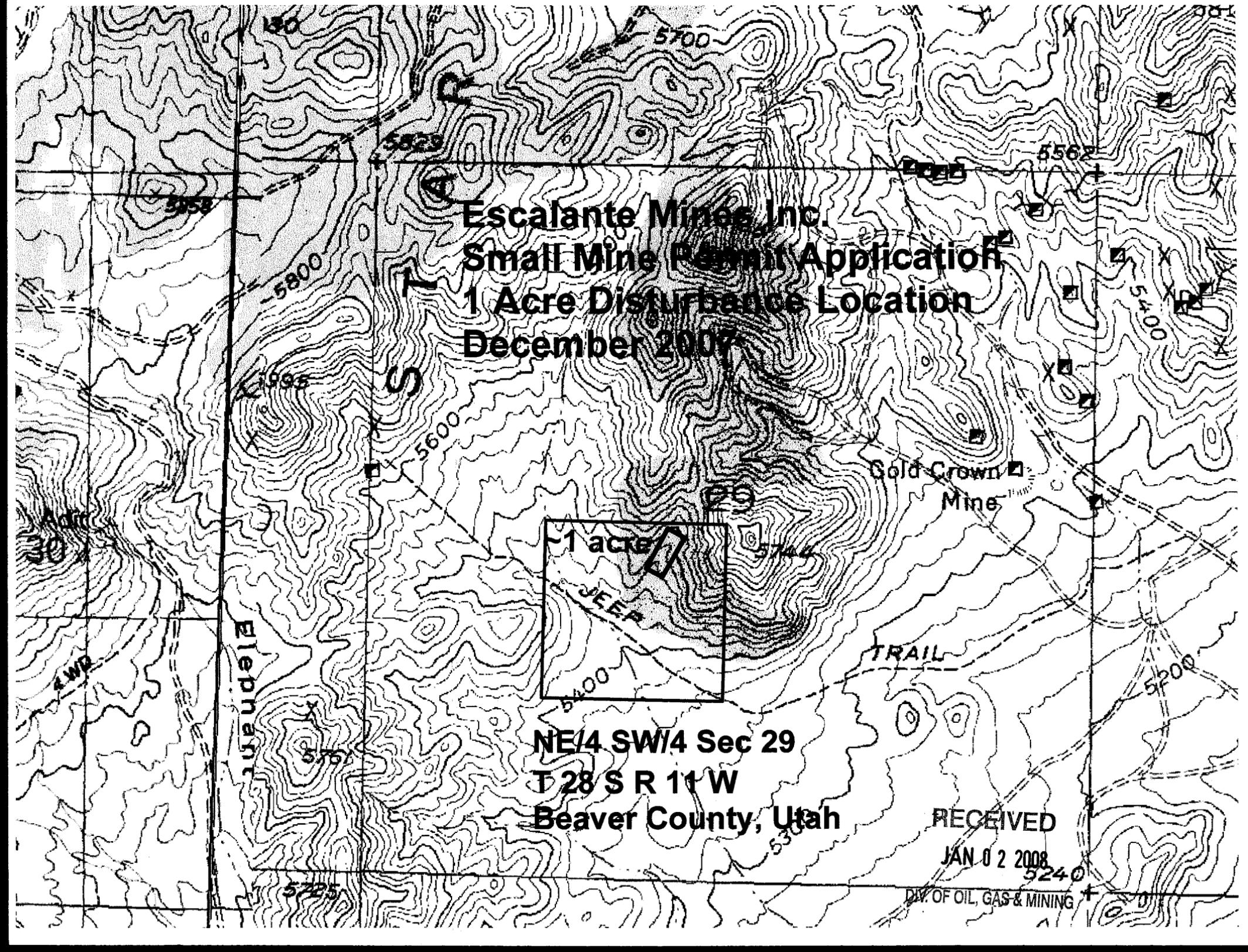
\*Failure to pay fees required by the R647 Mineral Rules will result in Withdrawal of the approved Notice of Intention. No mining/exploration activities can occur on the site after the Fee Due Date until the annual permit fees are paid.

If reclamation is complete, the fee may not be required, but a request to inspect and close out the site must be submitted to the Division on form MR-SITE.

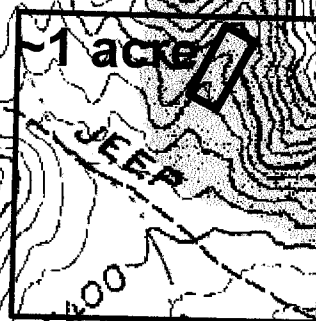
Forms and other permit-related information are available on the Web at <http://ogm.utah.gov/minerals> or you can call (801) 538-5291 for more information.

DIVISION OF OIL GAS AND MINING  
1594 WEST NORTH TEMPLE SUITE 1210  
PO BOX 145801  
SALT LAKE CITY UT 84114-5801

Please make check payable to:  
Division of Oil, Gas and Mining



**Escalante Mines Inc.  
Small Mine Permit Application  
1 Acre Disturbance Location  
December 2007**



**Gold Crown Mine**

**Elephant**

**NE 1/4 SW 1/4 Sec 29  
T 28 S R 11 W  
Beaver County, Utah**

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**JAN 02 2008**

**DIV. OF OIL, GAS & MINING**